SENATE BILL No. 565

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DIGEST OF INTRODUCED BILL

Citations Affected: IC 3-7; IC 3-10-8-9.

Synopsis: Voter registration. Changes the deadline for registering to vote in a primary, general, municipal, or special election from not later than 29 days before an election to not later than 14 days before an election. Makes conforming amendments in the deadlines for registering: (1) in person at the office of the circuit court clerk or board of registration; (2) in person at a license branch; (3) in person at a public assistance agency; (4) in person at an agency serving persons with disabilities; (5) in person at a governmental or nongovernmental office authorized by law to register voters; and (6) by mail. Changes the deadline for a circuit court clerk or board of registration to prepare
(Continued next page)

Effective: July 1, 1999.

Washington

January 20, 1999, read first time and referred to Committee on Elections.

Digest Continued

certified copies of the list of registered voters from not later than ten days before the election to not later than four days before the election. Changes the time in which a circuit court clerk or board of registration must send an authorization of cancellation to the county of a voter's previous residence from not later than 15 days after receipt of the authorization to not later than five days after the receipt of the authorization.

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SENATE BILL No. 565

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A BILL FOR AN ACT to amend the Indiana Code concerning elections.

Be it enacted by the General Assembly of the State of Indiana:

1   SECTION 1. IC 3-7-13-10 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 10. (a) The registration
3 period begins December 1 of each year (or the first Monday in
4 December if December 1 falls on a Saturday or Sunday).
5   (b) The registration period continues through the ~~twenty-ninth~~
6 **fourteenth** day before the date a primary election is scheduled under
7 this title.
8   (c) The registration period resumes fourteen (14) days after primary
9 election day and continues through the ~~twenty-ninth~~ **fourteenth** day
10 before the date a general or municipal election is scheduled under this
11 article.
12   (d) This subsection applies in each precinct in which a special
13 election is to be conducted. The registration period ceases in that
14 precinct on the ~~twenty-ninth~~ **fourteenth** day before a special election
15 is conducted and resumes fourteen (14) days after the special election

1 occurs.
2   SECTION 2. IC 3-7-13-11 IS AMENDED TO READ AS
3 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 11. A person desiring
4 to register or transfer a registration may do so at the office of the circuit
5 court clerk or board of registration through the close of business on the
6 ~~twenty-ninth~~ **fourteenth** day before the election is scheduled to occur.
7   SECTION 3. IC 3-7-14-10 IS AMENDED TO READ AS
8 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 10. If an individual is
9 registering to vote after the ~~twenty-ninth~~ **fourteenth** day before the
10 date that a primary, general, municipal, or special election is scheduled
11 in the precinct where the voter resides, the employee of the commission
12 who provides an individual with a driver's license or an identification
13 card application shall do the following:
14   (1) Inform the individual that license branch registration will not
15   permit the individual to vote in the next election.
16   (2) Inform the individual of other procedures the individual may
17   follow to vote in the next election.
18   SECTION 4. IC 3-7-15-10 IS AMENDED TO READ AS
19 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 10. If an individual is
20 registering to vote after the ~~twenty-ninth~~ **fourteenth** day before the
21 date that a primary, general, municipal, or special election is scheduled
22 in the precinct where the voter resides, the employee of the office who
23 provides an individual with an application for assistance or services
24 under section 3 of this chapter shall do the following:
25   (1) Inform the individual that office registration will not permit
26   the individual to vote in the next election.
27   (2) Inform the individual of other procedures the individual may
28   follow to vote in the next election.
29   SECTION 5. IC 3-7-16-17 IS AMENDED TO READ AS
30 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 17. If an individual is
31 registering to vote after the ~~twenty-ninth~~ **fourteenth** day before the
32 date that a primary, general, municipal, or special election is scheduled
33 in the precinct where the voter resides, the employee or a volunteer of
34 the office who provides an individual with an application for assistance
35 or services under this chapter shall do the following:
36   (1) Inform the individual that office registration will not permit
37   the individual to vote in the next election.
38   (2) Inform the individual of other procedures the individual may
39   follow to vote in the next election.
40   SECTION 6. IC 3-7-18-9 IS AMENDED TO READ AS FOLLOWS
41 [EFFECTIVE JULY 1, 1999]: Sec. 9. If an individual is registering to
42 vote after the ~~twenty-ninth~~ **fourteenth** day before the date that a

1   primary, general, municipal, or special election is scheduled in the
2   precinct where the voter resides, the employee or volunteer of the
3   office who provides an individual with an application for assistance or
4   services under this chapter shall do the following:
5   (1) Inform the individual that office registration will not permit
6   the individual to vote in the next election.
7   (2) Inform the individual of other procedures the individual may
8   follow to vote in the next election.
9   SECTION 7. IC 3-7-28-3 IS AMENDED TO READ AS FOLLOWS
10   [EFFECTIVE JULY 1, 1999]: Sec. 3. Copies of all memoranda
11   executed under this article during that part of a registration period
12   beginning sixty-five (65) days before a primary, general, or municipal
13   election and ending ~~twenty-nine (29)~~ **fourteen (14)** days before the
14   election shall be forwarded daily and within forty-eight (48) hours of
15   the date on which the memoranda were originally made to the
16   following upon request:
17   (1) Each of the county chairmen of the major political parties of
18   the county.
19   (2) The chairman of the following:
20   (A) A bona fide political party that has at least one (1)
21   candidate on the ballot of the election.
22   (B) An independent candidate's committee if the candidate is
23   on the ballot at the election.
24   SECTION 8. IC 3-7-29-1 IS AMENDED TO READ AS FOLLOWS
25   [EFFECTIVE JULY 1, 1999]: Sec. 1. (a) Not later than ~~ten (10)~~ **four**
26   **(4)** days before the election at which the registration record is to be
27   used, the circuit court clerk or board of registration shall prepare
28   certified copies of the list of registered voters for each precinct in the
29   county.
30   (b) The lists must contain the full name, address, and assigned
31   identification number of each registered voter. The names shall be
32   arranged in the same order as they are in the registration record of the
33   precinct.
34   SECTION 9. IC 3-7-33-3 IS AMENDED TO READ AS FOLLOWS
35   [EFFECTIVE JULY 1, 1999]: Sec. 3. (a) This section applies to a voter
36   registration application that is:
37   (1) completed as part of a driver's license application under
38   IC 3-7-14; or
39   (2) submitted at a voter registration agency under this article.
40   (b) As provided in 42 U.S.C. 1973gg-6(a)(1), an eligible applicant
41   whose application is accepted by the bureau of motor vehicles or a
42   voter registration agency not later than ~~twenty-nine (29)~~ **fourteen (14)**

1 days before the election shall be registered to vote in the election.
2   SECTION 10. IC 3-7-33-4 IS AMENDED TO READ AS
3 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 4. (a) This section
4 applies to a voter registration application submitted on a registration by
5 mail form under IC 3-7-31.
6   (b) Except as provided in subsection (c), and as provided in 42
7 U.S.C. 1973gg-6(a)(1), an eligible applicant whose application is
8 postmarked not later than ~~twenty-nine (29)~~ **fourteen (14)** days before
9 the election shall be registered to vote in the election.
10   (c) If a postmark on a registration by mail form is missing or
11 illegible, an eligible applicant shall be registered to vote in the election
12 if the form is received by the circuit court clerk or board of registration
13 not later than ~~twenty-four (24)~~ **nine (9)** days before the election.
14   SECTION 11. IC 3-7-36-10 IS AMENDED TO READ AS
15 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 10. The circuit court
16 clerk or board of registration shall process an absentee registration
17 affidavit or form received from a voter described in section 1 of this
18 chapter during the registration period or during the period beginning on
19 the ~~twenty-ninth~~ **fourteenth** day before the election and ending on the
20 date that the clerk or board prepares the certified list under IC 3-7-29-1.
21   SECTION 12. IC 3-7-38.2-13 IS AMENDED TO READ AS
22 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 13. After the county
23 voter registration office has determined under this chapter that a voter's
24 residence may have changed, the voter registration office shall send a
25 notice to the voter that sets forth substantially the following statements
26 as provided in 42 U.S.C. 1973gg-6(d)(2):
27   (1) If the voter did not change the voter's residence or changed
28   the residence but remained in the same county where the voter
29   was listed on the voter registration record, the voter must return
30   the card enclosed with the notice in person to the county voter
31   registration office not later than ~~twenty-nine (29)~~ **fourteen (14)**
32   days before the election or by regular United States mail:
33   (A) with a postmark not later than ~~twenty-nine (29)~~ **fourteen**
34   **(14)** days before the election; or
35   (B) if a postmark is missing or illegible, to the county voter
36   registration office not later than ~~twenty-four (24)~~ **nine (9)** days
37   before the election.
38   (2) If the card is not returned under subdivision (1), the voter may
39   be required to affirm or confirm the voter's address before the
40   voter is permitted to vote in an election during the period:
41   (A) beginning on the date of the notice; and
42   (B) ending on the day after the date of the second general

1 election scheduled to occur after the date of the notice.
2 (3) If the voter does not vote in an election described in
3 subdivision (2), the voter's name will be removed from the voter
4 registration list.
5 (4) If the voter changed residence to a place outside the county in
6 which the voter is included on the voter registration list,
7 information concerning how the voter can continue to be eligible
8 to vote in the county where the voter currently resides.
9 SECTION 13. IC 3-7-43-6 IS AMENDED TO READ AS
10 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 6. (a) This section
11 applies to a voter who requests a cancellation of voter registration
12 under IC 3-7-39-6.
13 (b) The circuit court clerk or board of registration of the county in
14 which a voter registers shall send the authorization of cancellation to
15 the circuit court clerk or board of registration of the county or counties
16 of previous residence within ~~fifteen (15)~~ **five (5)** days after receipt of
17 the authorization. ~~However, all authorizations shall be sent to the clerk~~
18 ~~or board not later than the fifteenth day before the date on which an~~
19 ~~election will be held.~~
20 SECTION 14. IC 3-7-46-8 IS AMENDED TO READ AS
21 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 8. On the last day of
22 each month each county voter registration office shall prepare a list of
23 the names and last known addresses of all persons within the county
24 who have been disfranchised. The county voter registration office may
25 secure the list at any time, but not later than the ~~twenty-ninth~~
26 **fourteenth** day before a primary, general, or municipal election.
27 SECTION 15. IC 3-10-8-9 IS AMENDED TO READ AS
28 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 9. (a) If the special
29 election occurs during the period when registration is open under
30 IC 3-7-13, the registration period continues through the ~~twenty-ninth~~
31 **fourteenth** day before the special election occurs and resumes on the
32 first day of the month following the month in which the special election
33 is conducted.
34 (b) The election board conducting the special election shall provide
35 poll lists for use at the precincts that include the names of voters in the
36 precinct who:
37 (1) have registered through the ~~twenty-ninth~~ **fourteenth** day
38 before the special election is to be conducted; or
39 (2) are absent uniformed services voters or overseas voters
40 registered under IC 3-7-36.
41 (c) This subsection applies when a special election is ordered by a
42 court under IC 3-12-8-17 or the state recount commission under

1   IC 3-12-11-18. A candidate may not be placed on the special election
2   ballot unless the candidate was on the ballot or was a declared write-in
3   candidate for the office at the general election preceding the special
4   election.
5   (d) The restrictions on the sale of alcoholic beverages set forth in
6   IC 7.1-5-10-1 apply in each precinct in which the special election is
7   conducted.

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